

Message Text

UNCLASSIFIED

PAGE 01 SANTO 01386 231530Z
ACTION SNM-02

INFO OCT-01 ARA-10 IO-13 ISO-00 L-03 H-02 SS-15
AGRE-00 MED-03 DEAE-00 CIAE-00 INR-07 JUSE-00
NSAE-00 TRSE-00 USIA-15 NSC-05 OES-06 OMB-01
AID-05 DODE-00 HEW-06 SCSE-00 SCA-01 DHA-02 /097 W
-----231541Z 057021 /46

P 231346Z MAR 77
FM AMEMBASSY SANTO DOMINGO
TO SECSTATE WASHDC PRIORITY 70
INFO USMISSION GENEVA PRIORITY

UNCLAS SANTO DOMINGO 1386

E.O. 11652: N/A
TAGS: SNAR, DR
SUBJ: DOMINICAN LEGAL PROVISIONS GOVERNING MARIHUANA POSSESSION

REF: STATE 57055

1. CURRENT DOMINICAN LEGISLATION GOVERNING MARIHUANA POSSESSION DATES FROM MAY 12, 1975, AND IS CALLED NARCOTIC DRUGS LAW. THOSE LIABLE FOR PROSECUTION UNDER THE LAW ARE DIVIDED INTO FOUR CATEGORIES: USERS OR POSSESSORS, DEALERS, INTERMEDIARIES, AND TRAFFICKERS. A PERSON MAY BE CHARGED WITH SIMPLE POSSESSION FOR AMOUNTS LESS THAN 25 GRAMS. FROM 25 GRAMS TO A POUND, THE SUSPECT IS TRIED AS A DEALER AND, IF CAUGHT WITH MORE THAN A POUND, HE IS CONSIDERED A TRAFFICKER. AN INTERMEDIARY IS DEFINED AS A CONTACT BETWEEN TRAFFICKER AND DEALER OR DEALER AND USER.

2. BY STATUTE, SIMPLE POSSESSION CARRIES A SENTENCE OF SIX MONTHS TO A YEAR IMPRISONMENT AND/OR A FINE OF RD\$300-RD\$1,000 (RD\$1 EQUALS US\$1). DEALING IS PUNISHABLE BY A FINE OF RD\$500-RD\$5,000 AND TWO TO FIVE YEARS' IMPRISONMENT. A TRAFFICKER CAN BE FINED FROM RD\$10,000-RD\$50,000 AND GIVEN A THREE-TO TEN-YEAR PRISON TERM, TO BE SERVED AT HARD LABOR. PERSONS
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CONVICTED AS INTERMEDIARIES ARE SUBJECT TO THE SAME PENALTIES AS DEALERS. REPEATED OFFENSES ARE PUNISHED WITH THE MAXIMUM TERM UNDER THE LAW AND A SECOND TRAFFICKING CONVICTION BRINGS A SENTENCE OF TWICE THE MAXIMUM.

3. US CITIZENS CHARGED WITH POSSESSION ARE ALMOST ALWAYS GIVEN MAXIMUM FINE BUT NO PRINSON TERM. HOWEVER, SOME PERSONS

ARRESTED AND CONVICTED HAVE BEEN UNABLE TO PAY FINE AND ARE
REQUIRED TO SERVE ONE DAY FOR EACH PESO ASSESSED, A SENTENCE
WHICH COULD LAST NEARLY THREE YEARS WITH MAXIMUM FINE. A
DOMINICAN CITIZEN CONVICTED OF A MARIHUANA OFFENSE SELDOM
EXCAPES WITHOUT A JAIL TERM.
HURWITCH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NARCOTICS, LAW, MARIJUANA
Control Number: n/a
Copy: SINGLE
Sent Date: 23-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977SANTO01386
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770099-0835
Format: TEL
From: SANTO DOMINGO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770330/aaaabadl.tel
Line Count: 68
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 0a95aab3-c288-dd11-92da-001cc4696bcc
Office: ACTION SNM
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 57055
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27-Sep-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3023004
Secure: OPEN
Status: NATIVE
Subject: DOMINICAN LEGAL PROVISIONS GOVERNING MARIHUANA POSSESSION
TAGS: SNAR, DR
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/0a95aab3-c288-dd11-92da-001cc4696bcc
Review Markings:
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